

RECEIVED
CENTRAL FAX CENTER

DOUGHERTY, CLEMENTS, HOFER, BERNARD & WALKER
SEP 03 2005

FAX Transmission

Tel: 704/366-6642
Fax: 704/366-9744

Date: September 3, 2005
To: Commissioner for Patents
FAX No.: (571) 273-8300
From: Christopher L. Bernard
Reg. No. 48,234
No. of Pages: 39 (including cover page)
Re: Utility Patent Applications
New Rev. of Power of Attorney(s) and Statement(s) Under 37 CFR 3.73(b)

CONFIDENTIAL AND PRIVILEGED

The information contained in this facsimile is privileged and confidential information intended for the sole use of the addressee. If the reader of this facsimile is not the intended recipient, or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received the facsimile in error, please immediately notify the sender listed above, and return the original message to the sender at the address listed below.

Dear Sir or Madam,

Please find completed US Patent Forms for processing the *Revocation of Power of Attorney* changes to the U.S. patent applications listed below.

| <u>Serial Nos.</u> | | <u>Pages</u> |
|--------------------|-----------------------------------|---------------------------------------|
| 1. 09/595,709: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 2. 09/633,155: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 3. 10/938,160: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 4. 09/832,436: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 5. 09/574,435: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 6. 09/803,783: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 7. 09/632,954: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 8. 09/613,774: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 9. 09/574,440: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 10. 09/595,925: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 11. 09/575,422: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 12. 09/613,988: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 13. 09/574,439: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 14. 09/613,682: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 15. 09/616,477: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 16. 09/669,364: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 17. 09/574,341: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 18. 09/574,343: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |
| 19. 09/614,187: | <i>Rev. of Power of Attorney;</i> | <i>Statement Under 37 CFR 3.73(b)</i> |

Utility Patent Applications
New Rev. of Power of Attorney(s) and Statement(s) Under 37 CFR 3.73(b)
Page 2

When requested changes are made, please post updates to P.A.I.R. website. In the meantime, if you should have any question please contact me at 704/366-6642.

Respectfully requested,

Christopher L. Bernard /IB Bordon

Christopher L. Bernard, Esq.

CLB/bcb

Encl(s): Declaration and Power of Attorney(s); Statement(s) Under 37 CFR 3.73(b)

DOUGHERTY, CLEMENTS, HOFER, BERNARD & WALKER
E-Mail: cbernard@worldpatents.com

SEP 03 2005

PTO/SB/82 (08-04)

Approved for use through 11/30/2005, OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REVOCATION OF POWER OF
ATTORNEY WITH
NEW POWER OF ATTORNEY
AND
CHANGE OF CORRESPONDENCE ADDRESS**

| | |
|------------------------|------------|
| Application Number | 09/1616477 |
| Filing Date | 5/14/2000 |
| First Named Inventor | Noel |
| Art Unit | — |
| Examiner Name | — |
| Attorney Docket Number | 10.0819 |

I hereby revoke all previous powers of attorney given in the above-identified application.

A Power of Attorney is submitted herewith.

OR

I hereby appoint the practitioners associated with the Customer Number:

22474

Please change the correspondence address for the above-identified application to:

The address associated with
Customer Number:

22474

OR

Firm or
Individual Name

Address

City

State

Zip

Country

Telephone

Fax

I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

Signature

Tyler S. Brown

Name

Tyler S. Brown - Chief IP Counsel, CIENA Corporation

Date

9/1/05

Telephone

410-865-8078

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.38. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-8199 and select option 2.

SEP 03 2005

PTO/SB/96 (00-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: 09/616,477 NoelApplication No./Patent No.: _____ Filed/Issue Date: 7/14/2000Entitled: Upper Layer Network...CIENA Corporation, a Corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest; or
2. an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:1. From: Noel To: Equipe Communications
The document was recorded in the United States Patent and Trademark Office at Reel 010980, Frame 0145, or for which a copy thereof is attached.2. From: Equipe Communications To: Ciena Corporation
The document was recorded in the United States Patent and Trademark Office at Reel 016135, Frame 0680-0688, or for which a copy thereof is attached.3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached. Additional documents in the chain of title are listed on a supplemental sheet. Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3. If the assignment is to be recorded in the records of the USPTO, See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Tyler S. Brown

Signature

Tyler S. Brown

9/11/05

Date

410-865-8078

Printed or Typed Name

Telephone Number

Chief IP Counsel, CIENA Corporation

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.